

Results of Enforcement Before the Full Commission – December 10, 2003

Enforcement Hearings Before the Full Commission

1. **International Brotherhood of Electrical Workers Local Union 46,**
Case #04-273
Results: The Commission found that the Respondent committed multiple violations of RCW 42.17.180 by failing to timely report contributions made to candidates and ballot issues during 2001, 2002 and 2003, and committed multiple violations of RCW 42.17.175 by failing to file special reports within 24 hours of making contributions that exceeded \$500 to candidates or ballot issues during the 21 day period prior to the 2001 general election.
Assessed penalty: \$2,500, with \$2,000 suspended on the condition that the Respondent commits no violations of RCW 42.17 for a period of five years.
2. **Edmund T. Orcutt 2002 Campaign,** Case #04-312
Results: The Commission found that the Respondent committed multiple violations of RCW 42.17.080 and 42.17.090 by failing to timely report contributions, expenditures and liabilities incurred in connection with the 2002 election, multiple violations of RCW 42.17.060(1) by failing to deposit contributions received within five business days of receipt, and committed multiple violations of RCW 42.17.105 by failing to file special reports required within 48 hours of receiving contributions of \$1,000 or more within 21 days of the 2002 general election.
Assessed penalty: \$3,500, with \$1,000 suspended on the condition that no Edmund Orcutt campaign for local or state office through the 2006 election is found in violation of RCW 42.17 by the full Commission.
3. **Al Kiefer,** Case #04-130
Results: The Commission found that the Respondent violated RCW 42.17.240 by failing to timely file the Statement of Financial Affairs (PDC form F-1) within two weeks of becoming a candidate in the 2003 election.
Assessed penalty: \$1,000, with \$500 suspended on the condition that the Respondent file the missing F-1 and pay all outstanding penalties within 30 days.
4. **James Stiebritz,** Case #04-019
Results: The Commission found that the Respondent committed two violations of RCW 42.17.240 by failing to timely file the Statement of Financial Affairs by April 15, 2003, and by failing to timely file the Statement of Financial Affairs within two weeks of becoming a candidate in the 2003 election.
Assessed penalty: \$600.

5. **Balisa Weber**, Case # 03-462

Results: The Commission found that the Respondent committed two violations of RCW 42.17.240 by failing to timely file the Statement of Financial Affairs by April 15, 2003, and by failing to timely file the Statement of Financial Affairs within two weeks of becoming a candidate in the 2003 election.

Assessed penalty: \$600.

Requests for Review of Single Commissioner Hearings

1. **Ben Medina**, Case #03-234

Initially found to have violated RCW 42.17.170 and assessed a penalty of \$500. On July 8, 2003, the Respondent made an oral request for review of the initial order in the case. The review was scheduled for September 3, 2003, but was continued to the December 10, 2003, full Commission meeting at the Respondent's request.

Results: The Commission granted one additional continuance of the Review hearing, and directed staff to schedule the review for the next full Commission meeting.

Requests for Reconsideration of Final Orders

1. **Trisha Bradley**, Case #04-042

Initially found to have violated RCW 42.17.240 and .050 and assessed a penalty of \$300. The Respondent made an oral request for review on October 10, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on October 30, 2003.

Results: No motion was made. The final order remains a final order.

2. **John Campbell**, Case #04-049

Initially found to have violated RCW 42.17.240 and .050 assessed a penalty of \$300. The Respondent made a written request for review on October 20, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on November 10, 2003.

Results: No motion was made. The final order remains a final order.

3. **Ellen Clifton**, Case #04-058
Initially found to have violated RCW 42.17.240 and assessed a penalty of \$150. The Respondent made a written request for review on October 3, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on October 23, 2003.
Results: The Commission vacated the final order and dismissed the case.
4. **James Fatton**, Case #04-078
Initially found to have violated RCW 42.17.240 and .050 and assessed a penalty of \$300. The Respondent made a written request for review on November 1, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on November 21, 2003.
Results: No motion was made. The final order remains a final order.
5. **James Hill**, Case #03-318
Initially found to have violated RCW 42.17.240 and assessed a penalty of \$125. On September 3, 2003, the Commission considered the Respondent's request for review of the initial order but made no motion, and the initial order became a final order.
Results: No motion was made. The final order remains a final order.
6. **Steve Hotchkiss**, Case #04-114
Initially found to have violated RCW 42.17.240 and assessed a penalty of \$150. The Respondent made a written request for review on October 7, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on October 27, 2003.
Results: No motion was made. The final order remains a final order.
7. **Kraig Howard**, Case #03-325
Initially found to have violated RCW 42.17.240 and assessed a penalty of \$500. The Respondent made an oral request for review on August 28, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on September 17, 2003.
Results: No motion was made. The final order remains a final order.
8. **Janice Latch**, Case #03-349
Initially found to have violated RCW 42.17.240 and assessed a penalty of \$500. On September 3, 2003, the Commission considered the Respondent's request for

review of the initial order but made no motion, and the initial order became a final order.

Results: The Commission vacated the final order and dismissed the case.

9. **Joe Mitschelen**, Case #03-380

Initially found to have violated RCW 42.17.240 and assessed a penalty of \$100. On September 3, 2003, the Commission considered the Respondent's request for review of the initial order but made no motion, and the initial order became a final order.

Results: No motion was made. The final order remains a final order.

10. **Jesse Moss**, Case #04-161

Initially found to have violated RCW 42.17.240 and assessed a penalty of \$150. The Respondent made a written request for review on October 3, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on October 23, 2003.

Results: The Commission amended the final order, upholding the finding of a violation but reducing the assessed penalty to \$100.

11. **Kelly O'Brien**, Case #04-167

Initially found to have violated RCW 42.17.050 and assessed a penalty of \$150. The Respondent made a written request for review on October 15, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on November 4, 2003.

Results: No motion was made. The final order remains a final order.

12. **Craig Roesler**, Case #04-189

Initially found to have violated RCW 42.17.050 and assessed a penalty of \$200. The Respondent made an oral request for review on October 21, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on November 10, 2003.

Results: No motion was made. The final order remains a final order.

13. **William Schmitt**, Case #03-425

Initially found to have violated RCW 42.17.240 and assessed a penalty of \$100. On September 3, 2003, the Commission considered the Respondent's request for review of the initial order but made no motion, and the initial order became a final order.

Results: No motion was made. The final order remains a final order.

14. **Cheryl Turner**, Case #04-266

Initially found to have violated RCW 42.17.240 and assessed a penalty of \$150. The Respondent made an oral request for review on November 5, 2003, but the Commission was unable to schedule a meeting to conduct this review within 20 days of this date, and the initial order became a final order on November 25, 2003.

Results: The Commission vacated the final order and dismissed the case.